DEC 2 2 2004

RUTAN & TUCKER LLP

Attorneys at Law 611 Anton Boulevard, 14th Floor Costa Mesa California 92626-1998

Mailing Address: Post Office Box 1950, Costa Mesa, California 92628-1950

Telephone: 714.641.5100

Facsimile 714.546.9035

FACSIMILE TRANSMISSION

DATE: DECEMBER 22, 2004

 TO:
 Hard Copy to Follow via Mail:
 NO

 NAME
 FAX NO.
 PHONE NO.

 MS AF
 703-872-9306

FROM:

Barbara M. Hayashi

RE:

OUR REF: 019502.0015US1	NUMBER OF PAGES, INCLUDING COVER: 6
10/047059	
UTENSIL FOR ELIMINATING BARE H	and Handling of Sensitive Material
SPELLBOUND DEVELOPMENT GROU	P - EARL VOTOLATO

Message:

Attached: 1) Transmittal Form, 2) Amendment 4 pages

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AGENT RESPONSIBLE TO DELIVER THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU

If there are problems receiving this Fax Transmittal please call 714 641.5100, Ext. 1235.

PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 6651-0031 U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/047,059 Filing Date TRANSMITTAL January 14, 2002 CENTRAL FAX CENTER First Named Inventor **FORM** Earl J. Votolato Art Unit 3765 Examiner Name Rodney Lindsey (to be used for all correspondence after initial filing) Agorney Docket Number 019502.0015US1 Total Number of Pages in Trus Supmission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(5) Appeal Communication to Board Licensing-related Papers of Appeals and Interferences Fee Anached Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) X Petton Amendment/Reply Pennon to Convert to a Proprietary Information X Provisional Application After Final Power of Attorney, Revocation Status Letter Affidavita/declaration(s) Change of Correspondence Address Other Enclosure(s) (please identify Terminal Disclaimer below): Extension of Time Request Request for Refund Express Abandonment Request CD. Number of CD(s). Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(3) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1 52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Rutan & Tucker Signature Printed name Robert D. Fish Reg. No Date 33880 12/22/04 CERTIFICATE OF TRANSMISSION/MAILING I hereby cartify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to. Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Signature 12/22/2004 Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the uSPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 14. This collection is estimated to 2 hours to complete, including gamening, preparing, and submitting this completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and Tradematic Officer, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA. 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO This application. ADDRESS SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

if you need assistance in completing the form, call 1-800-PTO-9199 and select option 2

Barbara Hayashi

Typed or printed name

Dec-22+04 01:55pm From-RUTAN & TUCKER,LLP

714-546-9035

T-306 P.03/06 F-705

Art Unit: 3765 Examiner: Rodney Lindsey

Inventor: Earl Votolato Serial No.: 10/047059 Docket No. 019502.0015US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Earl J. Votolato

Examiner: Rodney Lindsey

Serial No: 10/047059

Art Unit: 3765

Filed: For: January 14, 2002

*** *** ********

Utensil For Eliminating Bare Hand Holding of Sensitive

Material

RECEIVED CENTRAL FAX CENTER

DEC 22 ZELOT

RESPONSE AFTER FINAL OFFICE ACTION

MS AF Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This paper responds to the final Office Action dated October 26, 2004. Please consider the following.